

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

LEAH SCHIER,

Plaintiff,

v.

OS RESTAURANT SERVICES, INC.,

Defendant.

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CIVIL ACTION NO.

SA-05-CA-0689 XR

**ORDER DENYING MOTION TO COMPEL (DOCKET ENTRY 56) AND RETURNING
MATTER TO DISTRICT JUDGE**

The matter before the Court is defendant's motion to compel and plaintiff's response thereto (docket entry 56 and 58). This matter has been referred to me for disposition (docket entry 57).

The motion was filed after the close of discovery. While the scheduling order allowed the parties to engage in discovery beyond the established deadline, they were advised that there would be no opportunity for intervention by the Court after the deadline, absent extraordinary circumstances. None have been presented here.

It is therefore ORDERED that the motion to compel is DENIED and this matter is returned to the District Judge.

SIGNED on August 23, 2006.



NANCY STEIN NOWAK
UNITED STATES MAGISTRATE JUDGE